

**CHAPTER 171****ECONOMIC GROWTH AND EXPANSION AND  
RESEARCH ACTIVITIES TAX CREDIT FUNDING***H.F. 817*

**AN ACT** relating to the research activities tax credit for innovative renewable energy generation components and making an appropriation and providing applicability date provisions.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 15.335, subsection 1, unnumbered paragraph 1, Code 2009, is amended to read as follows:

An eligible business may claim a corporate tax credit for increasing research activities in this state during the period the eligible business is participating in the program. For purposes of this section, “research activities” includes the development and deployment of innovative renewable energy generation components manufactured or assembled in this state. For purposes of this section, “innovative renewable energy generation components” does not include a component with more than two hundred megawatts of installed effective nameplate capacity. The tax credits for innovative renewable energy generation components shall not exceed one ~~two~~ million dollars.

**Sec. 2. GROW IOWA VALUES FUND APPROPRIATION — TRANSFER.**

1. In lieu of any standing appropriation in section 15G.111 from the grow Iowa values fund to the department of economic development, for the fiscal year beginning July 1, 2009, there is appropriated from the grow Iowa values fund to the department of economic development for purposes of administering financial assistance programs:

..... \$ 31,000,000<sup>1</sup>

2. For the fiscal year beginning July 1, 2009, and ending June 30, 2010, one million dollars is transferred from the grow Iowa values fund to the general fund of the state.

**Sec. 3. APPLICABILITY DATE.** The section of this Act amending section 15.335 applies to projects approved on or after the effective date of the Act.

Approved April 23, 2009

**CHAPTER 172****APPROPRIATIONS — JUDICIAL BRANCH***S.F. 472*

**AN ACT** relating to and making appropriations to the judicial branch, and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

**Section 1. JUDICIAL BRANCH.**

1. There is appropriated from the general fund of the state to the judicial branch for the fiscal

<sup>1</sup> See chapter 184, §6 herein

year beginning July 1, 2009, and ending June 30, 2010, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission; receipt and disbursement of child support payments; reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2009; and maintenance, equipment, and miscellaneous purposes:

..... \$ 149,184,957<sup>1</sup>

2. The judicial branch, except for purposes of internal processing, shall use the current state budget system, the state payroll system, and the Iowa finance and accounting system in administration of programs and payments for services, and shall not duplicate the state payroll, accounting, and budgeting systems.

3. The judicial branch shall submit monthly financial statements to the legislative services agency and the department of management containing all appropriated accounts in the same manner as provided in the monthly financial status reports and personal services usage reports of the department of administrative services. The monthly financial statements shall include a comparison of the dollars and percentage spent of budgeted versus actual revenues and expenditures on a cumulative basis for full-time equivalent positions and dollars.

4. The judicial branch shall focus efforts upon the collection of delinquent fines, penalties, court costs, fees, surcharges, or similar amounts.

5. It is the intent of the general assembly that the offices of the clerks of the district court operate in all 99 counties and be accessible to the public as much as is reasonably possible in order to address the relative needs of the citizens of each county.

6. In addition to the requirements for transfers under section 8.39, the judicial branch shall not change the appropriations from the amounts appropriated to the judicial branch in this Act, unless notice of the revisions is given prior to their effective date to the legislative services agency. The notice shall include information on the branch's rationale for making the changes and details concerning the workload and performance measures upon which the changes are based.

7. The judicial branch shall submit a semiannual update to the legislative services agency specifying the amounts of fines, surcharges, and court costs collected using the Iowa court information system since the last report. The judicial branch shall continue to facilitate the sharing of vital sentencing and other information with other state departments and governmental agencies involved in the criminal justice system through the Iowa court information system.

8. The judicial branch shall provide a report to the general assembly by January 1, 2010, concerning the amounts received and expended from the enhanced court collections fund created in section 602.1304 and the court technology and modernization fund created in section 602.8108, subsection 7, during the fiscal year beginning July 1, 2008, and ending June 30, 2009, and the plans for expenditures from each fund during the fiscal year beginning July 1, 2009, and ending June 30, 2010. A copy of the report shall be provided to the legislative services agency.

9. The judicial branch is encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. The judicial branch shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2009, exceeding \$5,000.

Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2009, and ending June 30, 2010, if all parties in a case agree, a civil trial including a jury trial may take place in a county contiguous to the county with proper jurisdiction, even if the contiguous county is located in an adjacent judicial district or judicial election district. If the trial is moved pursuant to this section, court personnel shall treat

<sup>1</sup> See chapter 179, §66, 72 herein

the case as if a change of venue occurred. However, if a trial is moved to an adjacent judicial district or judicial election district, the judicial officers serving in the judicial district or judicial election district receiving the case shall preside over the case.

Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section 602.1509, a judicial officer may waive travel reimbursement for any travel outside the judicial officer's county of residence to conduct official judicial business.

Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT — LEGISLATIVE SERVICES AGENCY. All reports or copies of reports required to be provided by the judicial branch for fiscal year 2009-2010 to the legislative services agency shall be provided in an electronic format. The legislative services agency shall post the reports on its internet website and shall notify by electronic means all the members of the joint appropriations subcommittee on the justice system when a report is posted. Upon request, copies of the reports may be mailed to members of the joint appropriations subcommittee on the justice system.

Sec. 5. JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding the annual salary rates for judicial officers established by 2008 Iowa Acts, chapter 1191, section 11, for the fiscal period beginning July 1, 2008, and ending June 30, 2010, the supreme court may by order place all judicial officers on unpaid leave status on any day employees of the judicial branch are placed on temporary layoff status. The biweekly pay of the judicial officers shall be reduced accordingly for the pay period in which the unpaid leave date occurred in the same manner as for noncontract employees of the judicial branch. Through the course of the fiscal period, the judicial branch may use an amount equal to the aggregate amount of salary reductions due to the judicial officer unpaid leave days for any purpose other than for judicial salaries.

Sec. 6. EFFECTIVE DATE. The sections of this Act permitting waiver of travel reimbursement and unpaid leave for judicial officers, being deemed of immediate importance, take effect upon enactment.

Approved May 4, 2009

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## CHAPTER 173

### IOWA JOBS PROGRAM, BONDING, MISCELLANEOUS APPROPRIATIONS AND REDUCTIONS, AND OTHER MISCELLANEOUS CHANGES

*S.F. 376*

**AN ACT** creating an Iowa jobs program, an Iowa jobs board, and Iowa jobs fund, authorizing the issuance of bonds, including the issuance of tax-exempt bonds, making and revising appropriations, and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

#### DIVISION I REVENUE BONDING — IOWA JOBS PROGRAM

Section 1. NEW SECTION. 12.87 GENERAL AND SPECIFIC BONDING POWERS — REVENUE BONDS — IOWA JOBS PROGRAM.

1. The treasurer of state is authorized to issue and sell bonds on behalf of the state to provide